CLASSIFICATION OFFICE DECISION

Title of publication:	2014-10-09 (2)
Other known title(s):	Not stated
OFLC ref:	1900438.002
Medium:	Image File
Publisher:	Not applicable
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	25 November 2019
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	25 November 2019

Summary of reasons for decision:

The image file depicts the deliberate display of a young child's nudity for the camera. It is one of a series of images depicting a sexually exploitative situation and is intended for the titillation of those with a sexual interest in children. It promotes and supports the exploitation of children for sexual purposes and is deemed to be objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993. The objectionable classification interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention to limit the availability of publications that promote and support the exploitation of children for sexual purposes. The classification also reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.